Atty. Docket: 60711.000025

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:)	
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J. ESCARY)	
•)	
Serial No.: 10/698,402)	Art Unit: Unassigned
)	
Filed: November 3, 2003)	Examiner: Unassigned
)	_

For: NEW POLYNUCLEOTIDES AND POLYPEPTIDES OF THE IFNα-5 GENE

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with 37 C.F.R. §§ 1.56, 1.97, and 1.98, Applicants respectfully request consideration of the references listed on the attached Form PTO/SB/08A. Copies of the references listed are also enclosed.

Applicants respectfully point out that the submission of the listed documents in this Information Disclosure Statement is not an admission that they are prior art or that they are material to patentability of any claims of the application. Also, the submission of this Information Disclosure Statement is not an indication that a search has been made.

Applicants respectfully request that the Examiner consider the references cited on the Form PTO/SB/08A and that the Examiner indicate that the references have been considered in this application by returning a copy of the Form PTO/SB/08A with the Examiner's initials in the left column per MPEP 609.

PATENT Atty. Docket: 60711.000025

This IDS is submitted prior to the issuance of a first Office Action on the merits; therefore, it is believed that no fees are required in connection therewith. If any fees are necessitated by the filing of this Information Disclosure Statement, please charge the undersigned's Deposit Account No. 50-0206.

Respectfully submitted,

HUNTON & WILLIAMS LLP

Date: <u>Jan. 13, 2004</u>

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PTO/SB/08A (10/01) (modified)

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Substitute for form 1449A/PTO **Application Number** 10/698,402 **Filing Date** November 3, 2003 INFORMATION DISCLOSURE **First Named Inventor** J. ESCARY STATEMENT BY APPLICANT Art Unit Unassigned (use as many sheets as necessary) **Examiner Name** Unassigned 1 Sheet 1 of **Attorney Docket Number** 60711.25 **U.S. PATENT DOCUMENTS** Pages, Columns, Lines, DOCUMENT NUMBER **Publication Date** Name of Patentee or Where Relevant Passages or Initials No. Number - Kind Code (if known) MM-DD-YYYY Applicant of Cited Document Relevant Figures Appear FOREIGN PATENT DOCUMENTS **FOREIGN PATENT** DOCUMENT Name of Patentee or Pages, Columns, Lines. Number - Kind Code TRANSLATION Country **Publication Date** Examine Cite Applicant of Cited Where Relevant Passages Code: (if known) No. Initial MM-DD-YYYY Document or Relevant Figures Appear YES NO WO 00/06596 02-10-2000 Zoon et al. 図 1. EP 02-21-2001 2. 1 077 068 A1 Prieto et al. \boxtimes 3. WO 01/25438 A2 04-12-2001 Heinrichs et al. 冈 П NON-PATENT LITERATURE DOCUMENTS include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the *Examine Cite item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue Initials No. number(s), publisher, city and/or country where published K. HENCO1a et al., "Structural Relationship of Human Interferon Alpha Genes Pseudogenes," J. Mol. Biol. (1985), 185, pp. 227-260 K. HENCO et al., "Human interferon alpha gene IFN-alpha 5," MEDLINE, J. Mol. Biol. 185; pp. 5. 227-260 (1985), accession no. X02956, XP-002191414, ABSTRACT K. HENCO et al., INA5 HUMAN, accession no P01569, XP-002191415, pp. 1-2, ABSTRACT 6. International Search Report dated 03-07-03 for Application No. PCT/EP02/05458 7. **EXAMINER SIGNATURE** DATE CONSIDERED

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation

if not in conformance and not considered. Include copy of this form with next communication to applicant.